

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

No. C 10-01109 MHP

GUADALUPE GUTIERREZ, SR.,

Plaintiff(s),

vs.

INTERNATIONAL UNION OF OPERATING
ENGINEERS, STATIONARY LOCAL 39, et al.,


Defendant(s).

**ORDER DISMISSING
COMPLAINT**

This action was filed on March 15, 2010. An answer to the complaint was filed on June 30, 2010. No other action has been taken by plaintiff to pursue this case since that time and there are no other entries on the docket report after June 30, 2010. This court's Courtroom Deputy contacted plaintiff's counsel several weeks ago and she advised that the matter was resolved. She was told to file a dismissal or other appropriate document and has failed to do so. Therefore,

IT IS HEREBY ORDERED that this complaint is DISMISSED with prejudice for failure to prosecute. The Clerk of Court shall close the file.

Date: June 21, 2011


MARIANN HALL PATEL
United States District Judge
Northern District of California